

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF TEXAS  
MARSHALL DIVISION**

CYPALEO, LLC

Plaintiff,

vs.

AVAYA, INC.

Defendants.

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Case No: 2:16-cv-00945-JRG

LEAD CASE

**UNOPPOSED MOTION TO STAY ALL DEADLINES AND NOTICE OF AGREEMENT**

Plaintiff Cypaleo, LLC (“Cypaleo”) hereby notifies the Court it and Defendant Avaya, Inc. are actively negotiating an agreement in principle that will resolve all pending claims between them and request additional time to complete that negotiation. Accordingly, Cypaleo files this unopposed motion for a stay of all pending deadlines, until and including November 10, 2016, so that the parties may finalize their agreement and submit dismissal papers accordingly. This stay is not sought for the purpose of delay but so that justice may be served.

Dated: October 11, 2016

Respectfully submitted,

/s/ Jay Johnson

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**ATTORNEYS FOR PLAINTIFF**

**CERTIFICATE OF CONFERENCE**

The undersigned counsel for Plaintiff certifies that he met and conferred with counsel for Defendants on October 11, 2016 and that Defendant's counsel agrees with this motion.

/s/ Jay Johnson

Jay Johnson

**CERTIFICATE OF SERVICE**

This is to certify that a true and correct copy of this document has been served on all counsel of record via electronic mail through Local Rule CV-5(a) on October 11, 2016.

/s/ Jay Johnson

Jay Johnson